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SENATE BILL 976

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

DIANNA J. DURAN

AN ACT

RELATING TO SPECIAL DISTRICTS; REQUIRING A PERSON TO PHYSICALLY RESIDE WITHIN A SOIL AND WATER CONSERVATION DISTRICT TO VOTE IN A DISTRICT ELECTION; AMENDING A SECTION OF THE SOIL AND WATER CONSERVATION DISTRICT ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 73-21-14 NMSA 1978 (being Laws 1943, Chapter 80, Section 13, as amended) is amended to read:

"73-21-14. ELECTIONS. --

A. In any district, except a district created pursuant to a petition signed by the chairman of the board of county commissioners of a county, on the second Tuesday of January in the second calendar year after the organization of the district and on the second Tuesday of January every second year thereafter, there shall be elected by the ~~taxpaying~~

Underscored material = new
[bracketed material] = delete

1 electors [~~of~~] who physically reside within the district one
2 member of the board to serve for a term of six years, except
3 that if the district elects to adopt four-year terms, the member
4 shall serve for a term of four years.

5 B. In any district created pursuant to a petition
6 signed by the chairman of the board of county commissioners of a
7 county, one year after the organization of the district and
8 every second year thereafter, there shall be elected by [~~the~~
9 ~~taxpaying~~] electors [~~of~~] who physically reside within the
10 district at least two, but no more than three, members of the
11 board to serve for a term of two years.

12 C. Not later than thirty days before any election
13 pursuant to Subsections A or B of this section, nominations may
14 be filed with the secretary of the board and, if a nominee does
15 not withdraw his name before the first publication of the notice
16 of election, his name shall be placed on the ballot. The board
17 shall provide for holding such election and shall appoint judges
18 to conduct it. The secretary of the district shall give notice
19 of election by publication and shall arrange such other details
20 in connection therewith as the board may direct. The returns of
21 the election shall be certified to and shall be canvassed and
22 declared by the board. The candidate receiving the most votes
23 shall be elected. Any new member of the board shall qualify in
24 the same manner as members of the first board qualify. "

1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997

3 SB 976/a

4
5 February 22, 1997

6
7 Mr. President:

8
9 Your RULES COMMITTEE, to whom has been referred

10
11 SENATE BILL 976

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS, amended as follows:

15
16 1. On page 1, line 12, strike "SOIL AND WATER CONSERVATION
17 DISTRICT" and insert in lieu thereof "WATER AND SANITATION
18 DISTRICT".

19
20 2. On page 1, lines 13 and 14, strike "SOIL AND WATER
21 CONSERVATION DISTRICT ACT" and insert in lieu thereof "WATER AND
22 SANITATION DISTRICT ACT".

23
24 Respectfully submitted,

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

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Gloria Howes, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Altamirano

Absent: None

S0976RU1

. 117646. 1

. 113461. 2

Underscored material = new
[bracketed material] = delete